

CENTRAL VALLEY FLOOD PROTECTION BOARD
August 22, 2008

Property Management: Consent Calendar Item No. 6T

SUBJECT:

Approval to grant Easement to Reclamation District No. 1660 (Surinder Tumber)

Consider approval to grant a nonexclusive perpetual easement to Reclamation District No. 1660. This easement grants to RD 1660 the rights to construct, reconstruct, operate, maintain and use an access and service road and to construct, reconstruct, operate, and maintain drainage facilities, and to flood over and through a portion of the 156.67 acres of Central Valley Flood Protection Board Parcel No. 13636 Unit B in Sutter County.

LOCATION:

The property is located adjacent to the Tisdale Bypass along the Sacramento River in Sutter County, about 6.3 miles downstream from the community of Grimes and 10 miles upstream of where the Yolo County and Colusa County lines meet.

REQUEST:

- Approve granting of the easement.

STAFF RECOMMENDATION: Approval

JUSTIFICATION:

- Drainage ditch is required for tenant farmer's agriculture use.
- RD 1660 agrees the easement is needed for maintenance of the drainage ditch. They had maintained the ditch with the previous landowner informally without an executed easement in place.
- Approval of this easement will complete the project.
- The easement document ensures that drainage ditch maintenance will remain the paramount use of the property.

PREVIOUS BOARD ACTION:

None

BACKGROUND

226.99 acres (CVFPB Parcel No. 13636 Unit A & B) were purchased in fee by the Board for the Tisdale Bypass Channel Rehabilitation Project to be used as a spoil site for accumulated sediment removed from the Tisdale Bypass. The final project description stockpiles the excavated material on approximately 70 acres and allows continued

farming on the remainder 156 acres. The remaining 156 acres may be used for future sediment removal projects.

RD 1660 had an existing operational drainage ditch that serviced the property for agricultural runoff on Parcel 13636 Unit B. Due to the plans that call for the sediment to be stockpiled on the existing drainage ditch, the ditch needed to be relocated along the north and east side of the stockpiled area. The relocated ditch will provide drainage for both the seasonal runoff from the 70 acre stockpile and the agricultural runoff from the 86 acres actively farmed.

A part of the real estate negotiations with the tenant farmer and RD 1660 was to create an easement to maintain the relocated drainage ditch. All costs associated in maintaining the drainage ditch facilities will be borne by RD 1660, and there will be no costs to the Board associated with this ditch.

Because the Board is not requiring compensation for the easement with RD 1660, an appraisal was not prepared.

ATTACHMENTS:

Easement Deed
Property Management Map
Vicinity Map
Photographs

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO:

DEPARTMENT OF WATER RESOURCES

Division of Engineering
Real Estate Branch
1416 9th Street, Room 425
Sacramento, California 95814

SPACE ABOVE THE LINE FOR RECORDER'S USE

EASEMENT DEED

Project TISDALE BYPASS
SEDIMENT REMOVAL

Parcel No. 13636-A
C131A, DWG NO 51-1610-01

The SACRAMENTO AND SAN JOAQUIN DRAINAGE DISTRICT, acting by and through THE CENTRAL VALLEY FLOOD PROTECTION BOARD of the STATE OF CALIFORNIA, does hereby grant to

RECLAMATION DISTRICT NO. 1660

a NON-EXCLUSIVE PERPETUAL EASEMENT for Access and Drainage purposes upon, over, and across that certain real property in the County of Sutter, State of California, described as follows:

AUG 20 2008

All that real property lying in projected Section 30, Township 14 North, Range 2 East, M.D.M., County of Sutter, State of California, being a portion of that Sacramento and San Joaquin Drainage District PARCEL 13636 UNIT B, as described in that Grant Deed recorded June 30, 2008, in Document Number 2008-0010985, Official Records of said County, described as follows:

PARCEL 13636-A

A perpetual easement and right of way to construct, reconstruct, operate, maintain and use an access and service road, and to construct, reconstruct, operate, and maintain drainage facilities, and to flood over and through the following described parcel of land:

COMMENCING at the Northwest corner of said PARCEL 13636 UNIT B; thence along the Westerly line of said UNIT B, also being the Easterly line of that real property Granted to Reclamation District No.1660 in that Deed recorded February 2, 1955, in Volume 433, at Page 170, Official Records of said County, South 00° 08' 31" West 1553.21 feet to the Point of Beginning, from which a found ¾ -inch iron pipe with an aluminum plug stamped "DWR TIS1.5L" lies South 19° 47' 41" East, 1258.01 feet;

THENCE FROM SAID POINT OF BEGINNING the following 25 courses:

- (1) South 89° 30' 24" East 583.69 feet
- (2) South 89° 41' 08" East 321.54 feet;
- (3) South 89° 27' 51" East 983.61 feet;
- (4) South 89° 21' 27" East 1097.88 feet;
- (5) along a curve to the right, having a radius of 22.37 feet, through a central angle of 64° 42' 16", an arc length of 25.26 feet;
- (6) South 24° 39' 04" East 224.51 feet;
- (7) South 15° 25' 47" East 360.42 feet;
- (8) South 12° 44' 03" East 324.75 feet;
- (9) South 09° 12' 31" East 188.44 feet to the North line of Parcel No. 2 as described in that Easement Deed granted to Reclamation District No. 1660, recorded November 7, 1941, in Book 173, at Page 409, Official records of said County, from which a found ¾ -inch iron pipe with an aluminum plug stamped "DWR TIS2.1L" lies South 56° 59' 55" East 217.33 feet;
- (10) along said North line North 89° 33' 06" West 42.64 feet;
- (11) leaving said North line North 03° 43' 10" West 27.11 feet;
- (12) North 08° 30' 57" West 111.27 feet;
- (13) North 11° 18' 20" West 187.75 feet;
- (14) North 13° 17' 40" West 166.40 feet;
- (15) North 15° 19' 49" West 199.20 feet;
- (16) North 17° 53' 44" West 193.43 feet;
- (17) North 22° 06' 55" West 90.94 feet;
- (18) North 28° 13' 07" West 56.39 feet;

- (19) along a curve to the left, having a radius of 66.48 feet, through a central angle of $61^{\circ} 30' 03''$, an arc length of 71.36 feet;
- (20) North $89^{\circ} 43' 02''$ West 169.13 feet;
- (21) North $89^{\circ} 47' 46''$ West 204.05 feet;
- (22) North $89^{\circ} 26' 13''$ West 776.96 feet;
- (23) North $89^{\circ} 29' 26''$ West 1244.95 feet;
- (24) North $89^{\circ} 40' 43''$ West 535.86 feet to the said Westerly line of Said PARCEL 13636 UNIT B; and
- (25) along said Westerly line North $00^{\circ} 08' 31''$ East 43.68 feet to the Point of Beginning.

Containing 3.89 acres, more or less.

Bearings and Distances are based on the California Coordinate System, CCS83 (2004.69), Zone 2. Distances shown herein are grid, to convert to ground multiply by 1.0000853.

Robert E. Chesner



State of California
The Resources Agency
Department of Water Resources
THE CENTRAL VALLEY FLOOD
PROTECTION BOARD

Parcel No. 13636-A

Executed this ____ day _____, of 20 ____

SACRAMENTO AND SAN JOAQUIN DRAINAGE
DISTRICT, acting by and through The Central Valley
Flood Protection Board of the State of California.

By _____
President

By _____
Secretary

Approved as to Legal Form

Signed and delivered in the presence of:

Counsel, The Central Valley Flood Protection Board

STATE OF CALIFORNIA }

SS

County of _____

On _____, 20 ____, before me, _____

personally appeared _____ who proved to me on the basis of
satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that
by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s)
acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal

[SEAL]

NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA

SUTTER MUTUAL WATER COMPANY
 EASEMENT DEED
 RECORDED MARCH 11, 1938
 BK. 117 OR PG. 358
 QUITCLAIM TO SSJDD
 PORTION OF
 TRACT 285-B 0.61 AC

RECLAMATION DISTRICT NO. 1660
 EASEMENT DEED
 RECORDED AUGUST 28, 1925
 BK. 83 OR PG. 231
 OC TO SSJDD
 PARCEL #5 (SL 1a)
 2.41 AC

LOT 288

--- PARCEL 13636 ---
 --- 156.67 AC ---
 --- UNIT B ---
 --- FEE ---

SUTTER MUTUAL WATER COMPANY
 EASEMENT DEED
 RECORDED MARCH 11, 1938
 BK. 117 OR PG. 358
 QUITCLAIM TO SSJDD PORTION
 TRACT 286-B 2.41 AC
 TRACT 287-B 1.01 AC

COUNTY OF SUTTER
 RECORDED AUGUST 27, 1964
 PER 656 OR 306

PAF

RECLAMATION ROAD

QUITCLAIM PORTION
 TRACT 285-B

QUITCLAIM PORTION OF
 TRACT 286-B

QUITCLAIM PORTION OF
 TRACT 289-B

751.63'
 859.41'
 20'
 20'
 40.00'
 1097.88'
 776.96'
 889°21'27"E
 N89°26'13"W
 983.61'
 1244.95'
 29'26"W
 889°27'51"E
 C1
 C7
 C28
 C42
 D41
 D43
 D44
 D29
 D40

LOT 289

VICINITY MAP

Parcel No. 13636 Unit A & B

UNIT B designated by blue line.

DRAINAGE DITCH designated by red line.









